

IN THE UNITED STATES DISTRICT COURT FOR
THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION

BERNARD FITZGERALD PETERS,)

Plaintiff,)

v.)

MICHAEL J. ASTRUE,
Commissioner of Social Security,)

Defendant.)

No. 3:12-cv-00074

Judge Nixon
Magistrate Judge Griffin

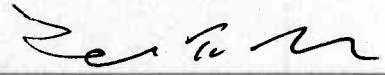
ORDER

Pending before the Court is Defendant Commissioner of Social Security's Motion for Entry of Judgment Under Sentence Four, 42 U.S.C. § 405(g), with Remand to Defendant ("Motion") (Doc. No. 9), filed along with a Memorandum in Support (Doc. No. 10). Defendant states that remand is necessary "for a new hearing for, among other things, further evaluation of [Plaintiff Bernard Fitzgerald Peters's] residual functional capacity." (*Id.* at 1.) Defendant indicates that Plaintiff's counsel has been contacted and has no objection to Defendant's Motion. (Doc. No. 9 at 1.)

The Court hereby **GRANTS** Defendant's Motion and **REMANDS** this case to the Commissioner. This Order terminates this Court's jurisdiction over the above-styled action, and the case is **DISMISSED**. The Clerk of the Court is **DIRECTED** to close the case.

It is so ORDERED.

Entered this the 16th day of April, 2012.


JOHN T. NIXON, SENIOR JUDGE
UNITED STATES DISTRICT COURT